

Amendment and Response

Applicant: Wesley R. Schalk et al.

Serial No.: 10/657,973

Filed: September 9, 2003

Docket No.: 100201968-4

Title: POWER TRANSMISSION ARRANGEMENT

REMARKS

The following Remarks are made in response to the Non-Final Office Action mailed March 15, 2005, in which claims 11-35 were rejected. With this amendment, claims 1-10 have been cancelled without prejudice, and claims 11, 19, 25, and 30 have been amended to clarify Applicant's invention. Claims 11-35, therefore, remain pending in the application and are presented for reconsideration and allowance.

Claim Rejections under 35 U.S.C. § 102

Claims 11-35 are rejected under 35 U.S.C. 102(b) as being anticipated by Brown U.S. Patent No. 4,347,009.

With this Amendment, independent claim 11 has been amended to clarify that the third gear is supported by the plate when the third gear is in both the disengaged position and the engaged position with the second gear. In addition, with this Amendment, independent claim 19 has been amended to clarify that rotating the shift plate selectively engages and disengages the pinion gear with the idler gear, and independent claims 19 and 25 have each been amended to clarify that the shift plate supports the pinion gear when the pinion gear is both engaged and disengaged with the idler gear. In addition, with this Amendment, independent claim 30 has been amended to clarify that the pinion gear is supported by the first cam surface of the shift plate when in the disengaged position and supported by the second cam surface of the shift plate when in the engaged position.

With respect to the Brown patent, this patent does not teach or suggest a power transmission arrangement as claimed in amended independent claim 11, a power transmission arrangement as claimed in amended independent claim 19, a power transmission arrangement as claimed in amended independent claim 25, nor a power transmission arrangement as claimed in amended independent claim 30.

In view of the above, Applicant submits that independent claims 11, 19, 25, and 30 are each patentably distinct from the Brown patent and, therefore, are each in a condition for allowance. Furthermore, as dependent claims 12-18 further define patentably distinct claim 11, dependent claims 20-24 further define patentably distinct claim 19, dependent claims 26-29 further define patentably distinct claim 25, and dependent claims 31-35 further define patentably distinct claim 30, Applicant submits that these dependent claims are also in a

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condition for allowance. Applicant, therefore, respectfully requests that the rejection of claims 11-35 under 35 U.S.C. 102(b) be reconsidered and withdrawn and that claims 11-35 be allowed.

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CONCLUSION

In view of the above, Applicant respectfully submits that pending claims 11-35 are all in a condition for allowance and requests reconsideration of the application and allowance of all pending claims.

Any inquiry regarding this Amendment and Response should be directed to either Robert D. Wasson at Telephone No. (360) 212-2338, Facsimile No. (360) 212-3060 or Scott A. Lund at Telephone No. (612) 573-2006, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

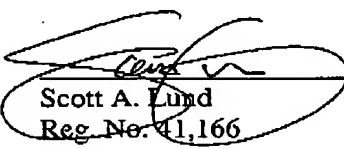
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CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 872-9306 on this 15th day of June, 2005.


By _____
Name: Scott A. Lund